

UNITED STATES DISTRICT COURT

for the

Western District of NY

OBSESSION SPORTS BAR & GRILL, INC.
and JOAN C. ORTIZ,

Plaintiff

v.

THE CITY OF ROCHESTER,
a municipal corporation,

Defendant

Civil Action No. 15-CV-6152 CJS

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the
defendant (*name*) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____
_____ recover costs from the plaintiff (*name*) _____
_____.

☒ other: Plaintiffs' motion for partial summary judgment is denied and Defendant's cross-motion to dismiss the Amended
Complaint for failure to state a claim is granted. Alternatively, Defendant is granted summary judgment pursuant to FRCP
56(f)(1). _____.

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has
rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision
was reached.

☒ decided by Judge Charles J. Siragusa on a motion for dismissal
of the amended complaint for failure to state a claim in favor of Defendant. Alternatively, Defendant is granted summary judgment
pursuant to FRCP 56(f)(1). The action is dismissed with prejudice. _____.

Date: 02/21/2017

CLERK OF COURT



Mary Chowengeth

Signature of Clerk or Deputy Clerk